

**AUBURN CITY COUNCIL
REGULAR SESSION AGENDA**

City Hall, Council Chambers
1225 Lincoln Way, Auburn, CA 95603

July 25, 2011

Closed Session 5:15 p.m.

Regular Session 6:00 p.m.

Meeting facilities are accessible to persons with disabilities. Requests for Assistive Listening Devices or other considerations should be made through the City Clerk's Office at (530) 823-4211, Ext. #112

CALL TO ORDER

ROLL CALL

By **MOTION** adjourn to a Closed Session under Government Code Section 54957.6:

- (1) **Initiation of Litigation:** (G.C. 54956.9(c))

(Number of Potential Cases): 1

- (2) **Conference with Labor Negotiators:**
G.C. 54957.6

Agency Designated Representative: Patrick Clark

Employee Group: Local 39

REPORT OUT OF CLOSED SESSION

PLEDGE OF ALLEGIANCE

**MAYOR'S COMMENDATIONS/PROCLAMATIONS/ACKNOWLEDGEMENTS/
ANNOUNCEMENTS**

Presentation of Certificates of Appreciation for Project Canyon Safe Event

AGENDA APPROVAL

This is the time set aside for council members and/or the public to ask for removal, postponement or a change to the listed sequence of an agenda item.

CONSENT CALENDAR

All matters listed under the Consent Calendar are considered to be routine in nature and will be approved by one blanket motion with a roll call vote.

There will be no separate discussion of these items unless persons request specific items to be removed from the Consent Calendar for discussion and separate action. Any items removed will be considered after the motion to approve the Consent Calendar.

1. **Warrants** **Pages 5-8**

By **RESOLUTION** approve Warrants # 77598 through 77763 totaling \$750,335.09.

2. **Minutes** **Pages 9-20**

By **MOTION**, approve City Council Minutes of June 27, 2011 and July 1, 2011.

3. **Auburn Municipal Airport East Area Hangars Ground Lease** **Pages 21-56**

By **RESOLUTION**, authorize the City Manager or his designee to execute a 40-year ground lease between the City of Auburn, a Municipal Corporation, and Auburn East Hangars Row "Foxtrot", Shawn A. Bickford & Donald D. Wolfe, Lessees.

***** End of Consent Calendar *****

4. **Public Comment**

This is the time provided so that persons may speak to the Council on any item not on this agenda. Please make your comments as brief as possible. The Council cannot act on items not included on this agenda; however, the items will be automatically referred to staff.

PUBLIC HEARING

5. **Weed Abatement Public Protest Hearing** **Pages 57-66**

Conduct a Public Hearing for the purpose of declaring public nuisance of those properties that have not complied with the Auburn Municipal Code, City Ordinance, Title IX, Chapter 95.03, "Notices to Remove: Default: Removal by City". And, by **ABATEMENT ORDER**, authorize the Fire Chief to abate those properties that have been posted and notified as a public nuisance, and have not complied with "Notices to Remove".

6. **Non Payment of Administrative Citations, Authority to Assess Tax Roll** **Pages 67-84**

By **RESOLUTION**, approve each of the collections (4), approve the Tax Roll Assessment for Administrative Citation's report and direct the City Clerk to file a certified copy of the report with the Placer County Auditor-Controller in order to collect.

REPORTS

7. **City Council Committee Reports**

The purpose of these reports is to provide information to the city council and public on projects and programs that are discussed at committee meetings. **No decisions are to be made on these issues.** If a council member would like formal action on any of these discussed items, it will be placed on a future city council agenda.

COUNCIL BUSINESS

8. **CalPERS Contract Amendment Ordinance – Section 21428** **Pages 85-94**

By **MOTION**, waive full reading and introduce a first reading of an ORDINANCE approving an amendment to the contract between the City of Auburn and CalPERS, providing Public Employees' Retirement Law Section 21428 (Increase Industrial Disability Allowance to 75% of Final Compensation) for local fire members.

9. **Recology Auburn Placer – Solid Waste Collection 2 Year Rate Ceiling Increases 2011/12 - 2012/13** **Pages 95-116**

By **RESOLUTION**, adopt a 1.4% Cost of Living adjustment of the ceiling established by the City's franchise agreement with Recology Auburn Placer on residential and commercial rates shown on Attachment A for the July 1, 2011 through June 30, 2012 period and adopt a not to exceed 4% Cost of Living for the July 1, 2012 through June 30, 2013 period.

10. **Phase II Stormwater Permit** **Pages 117-124**

No action needed; informational item.

11. **Review of City Operations – Public Works Department** **Pages 125-148**

No action needed; informational item.

12. **Solicitation and "Aggressive Solicitation" Ordinances** **Pages 149-166**
Hold a second reading, by title only, of an **ORDINANCE** amending Chapter 116 of the Auburn Municipal Code relating to door to door solicitations.
Hold a second reading, by title only, of an **ORDINANCE** adding Chapter 121 to the Auburn Municipal Code relating to aggressive solicitations (panhandling).
13. **Blocker Drive Appraisal and Authorization for Funding** **Pages 167-184**
Discussion item; provide direction to staff.
14. **Payments to Governmental Agencies and Affiliations** **Pages 185-186**
Discussion item.
15. **Public Recognition of Auburn Restaurants that Support *PlacerGrown* Agriculture** **Pages 187-188**
By **MOTION**, request that the Mayor present an annual commendation based on the recommendation from the *PlacerGrown* Board of Directors, to the Auburn restaurant chosen as the best supporter of local agriculture for that year.
16. **Support for SB 783 (Dutton), ADA Lawsuit Abuse Legislation** **Pages 189-216**
By **MOTION**, approve the letter to Senator Dutton in support of SB 783 and legislative efforts to eliminate vexatious and expensive ADA lawsuits filed against small businesses in Auburn and around the state.

ADJOURNMENT

Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office, 1225 Lincoln Way, Room 8, Auburn, CA 95603 during normal business hours.